

FISCAL NOTE

HB 2053 - SB 2148

March 11, 2005

SUMMARY OF BILL: Limits the instances in which a consumer may pursue a private right of action under the *Tennessee Consumer Protection Act of 1977*. Currently a consumer simply must have suffered an ascertainable loss due to the unfair or deceptive act or practice. Under the provisions of this bill, a consumer must have suffered the loss and the unfair or deceptive act or practice must be the reason the consumer entered into the transaction that resulted in such damages.

ESTIMATED FISCAL IMPACT:

Decrease State Revenues – Not Significant
Increase State Expenditures – Not Significant

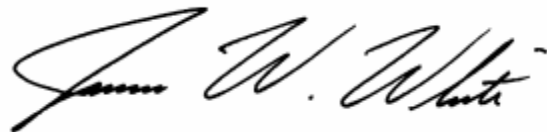
Decrease Local Govt. Revenues – Not Significant
Decrease Local Govt. Expenditures – Not Significant

Assumptions:

- Changes in standard of causation in civil action will not have a significant impact on the number of actions brought.
- No significant increase in enforcement activity or mediation by the Division of Consumer Affairs.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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